

1 **STDM**
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Attorneys for Plaintiff

10 **UNITED STATES DISTRICT COURT**

11 **DISTRICT OF NEVADA**

12 LAURA MORENO, individually,

13 Case No.: 2:19-cv-00372-JCM-CWH

14 Plaintiff,

15 **STIPULATION AND ORDER TO**
16 **DISMISS ENGLAND LOGISTICS, INC.**
17 **WITHOUT PREJUDICE, AND ORDER**
18 **TO AMEND CAPTION**

19 vs.
20 GEONNIE ALLUMS, individually; C.R.
21 ENGLAND, INC.; ENGLAND LOGISTICS,
22 INC.; and DOES 1 to 100, ROE
23 CORPORATIONS 1 to 100, inclusive,

24 Defendants.

25 **IT IS HEREBY STIPULATED AND AGREED to by and between Plaintiff LAURA**
26 **MORENO (hereinafter “Plaintiff”) and Defendants GEONNIE ALLUMS, C.R. ENGLAND,**
27 **INC. and ENGLAND LOGISTICS, INC. (hereinafter collectively referred to as “Defendants”),**
28 **by and through their respective counsel of record, as follows:**

1. Defendants represent that C.R. ENGLAND, INC. is the correct legal entity as it relates to the claims asserted against ENGLAND LOGISTICS, INC. in this matter.
2. Defendants further represent that Defendant GEONNIE ALLUMS was employed by Defendant C.R. ENGLAND, INC. at all times relevant to this matter.



1 3. Defendants further represent that ENGLAND LOGISTICS, INC. is not a correct or
2 necessary party in this matter as it does not have any liability or responsibility for the
3 subject collision nor Plaintiff's alleged claims or damages arising therefrom, including
4 those claims concerning employment of Defendant GEONNIE ALLUMS such as
5 respondeat superior, negligent hiring, training, supervision and retention, and that its
6 dismissal will not jeopardize Plaintiff's ability to establish coverage under any applicable
7 insurance policies that may cover Plaintiff's subject claims as it relates to Defendants.
8 Therefore, Defendants represent that they will not assert that ENGLAND LOGISTICS,
9 INC. is responsible for any of the claims or damages asserted in this matter.

10 4. IT IS HEREBY STIPULATED AND AGREED based on the foregoing representations
11 that ENGLAND LOGISTICS, INC. shall be dismissed without prejudice from the
12 above-entitled matter, leaving GEONNIE ALLUMS and C.R. ENGLAND, INC. as the
13 defendants in this matter.

14 5. IT IS HEREBY FURTHER STIPULATED AND AGREED that this dismissal shall
15 have no effect on Plaintiff's pursuit of his claims against the remaining defendants,
16 GEONNIE ALLUMS and C.R. ENGLAND, INC., and will not jeopardize Plaintiff's
17 ability to establish coverage under any applicable insurance policies that may cover
18 Plaintiff's subject claims as it relates to Defendants.

19 6. IT IS HEREBY FURTHER STIPULATED AND AGREED that, should discovery
20 reveal that ENGLAND LOGISTICS, INC. is somehow liable for the subject collision
21 and/or Plaintiff's alleged damages or claims arising therefrom, including claims
22 concerning employment of Defendant GEONNIE ALLUMS, Plaintiff may amend the
23 Complaint to include ENGLAND LOGISTICS, INC. back into this lawsuit, and any
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1 such amendment shall relate back to the filing of the original Complaint for all purposes,
2 including the statute of limitations.

3 7. IT IS HEREBY FURTHER STIPULATED AND AGREED that every reference in the
4 body of the Complaint to ENGLAND LOGISTICS, INC. will be understood to be and
5 interpreted as a reference to C.R. ENGLAND, INC. except for paragraph 4.
6
7. 8. IT IS HEREBY FURTHER STIPULATED AND AGREED that Plaintiff will not be
8 required to file an Amended Complaint or to re-serve the Complaint.
9
9. 10. IS HEREBY FURTHER STIPULATED AND AGREED that the caption in this matter
11 will be amended as set forth in *Exhibit 1*, which is attached hereto and incorporated
12 herein by this reference.

13 DATED this 6th day of March, 2019.

14 NAQVI INJURY LAW

16 */s/ Elizabeth E. Coleman*

17 FARHAN R. NAQVI
18 Nevada Bar No. 8589
19 ELIZABETH E. COLEMAN
20 Nevada Bar No. 12350
21 PAUL G. ALBRIGHT
22 Nevada Bar No. 14159
9500 W. Flamingo Rd., Suite 104
Las Vegas, Nevada 89147
Counsel for Plaintiff

DATED this 6th day of March, 2019.

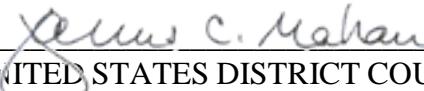
WILSON ELSER MOSKOWITZ
EDELMAN & DICKER LLP

/s/ Michael P. Lowry

MICHAEL P. LOWRY
Nevada Bar No. 10666
300 S. Fourth Street, 11th Floor
Las Vegas, Nevada 89101
Attorney for Defendants

1 IT IS SO ORDERED:
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4 DATED March 8, 2019.
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8 James C. Mahan
9 UNITED STATES DISTRICT COURT JUDGE

10 Respectfully Submitted by:
11
12

13 NAQVI INJURY LAW
14

15 /s/ Elizabeth E. Coleman
16 FARHAN R. NAQVI
17

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28 9500 W. Flamingo Rd., Suite 104
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Counsel for Plaintiff



EXHIBIT 1

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

LAURA MORENO, individually,

Case No.: 2:19-cv-00372-JCM-CWH

Plaintiff,

VS.

GEONNIE ALLUMS, individually; C.R. ENGLAND, INC.; and DOES 1 to 100, ROE CORPORATIONS 1 to 100, inclusive,

Defendants.